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CERTIFICATE OF MAILING

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Tanya Parker

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(Signature of Person Mailing/Paper or Fee)

Attorney Docket No.: APL-P3152

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §1.97

Inventor:

Stuart D. Cheshire

Title:

METHOD AND APPARATUS FOR IMPLEMENTING A SLEEP PROXY FOR

SERVICES ON A NETWORK

Filing Date:

September 30, 2003

Serial Number:

10/676,573

Group Art Unit: Examiner:

To Be Assigned To Be Assigned

Listed below or on an attached Form PTO-1449 is information known to applicant(s) and submitted pursuant to 37 C.F.R. §1.56. A copy of each listed publication and U.S. and foreign patent, except for pending U.S. applications, is being submitted herewith, along with a concise explanation of information in a foreign language, if any, pursuant to 37 C.F.R. §1.97-1.98.

Applicants respectfully request that the listed information be considered by the Examiner and be made of record in the above-identified application. If form PTO-1449 is enclosed, the Examiner is requested to initial and return it in accordance with MPEP §609.

This statement is not intended to represent that a search has been made or that the information cited in the statement is, or is considered to be, material to patentability as defined in §1.56.

- X This statement qualifies under 37 C.F.R. §1.97, subsection (b) because (check all that apply):
 - (1) It is being filed within 3 months of the application filing date
 - __ (2) It is being filed within 3 months of entry of a national stage -- OR --
 - X (3) It is being filed before the mail date of the first Office Action on the merits.

	filing d set fort merits,	RR. § 1.97(c). If this statement is being filed after the latest of: (1) three months beyond the late of a national application; (2) three months beyond the date of entry of the national stage as h in §1.491 in an international application; or (3) the mailing date of a first Office action on the but before the mailing date of the earlier of a final office action under §1.113 or a notice of nce under §1.311, then:
	_	a certification as specified in §1.97(e) is provided below; or
	_	a fee of \$240.00 as set forth in \$1.17(p) is authorized below, enclosed, or included with the payment of other papers filed together with this statement. Please note that a check in the amount of \$240.00 is enclosed in payment.
-		R. §1.97(d). If this statement is being filed after the mailing date of the earlier of a final office under §1.113 or a notice of allowance under §1.311, but before payment of the issue fee, then:
	A.	a certification as specified in §1.97(e) is completed below; and
	В.	a petition under 37 C.F.R. §1.97(d) requesting consideration of this statement is submitted herewith; and
	C.	a fee of \$130.00 as set forth in §1.17(i)(1) is authorized below, enclosed, or included with the payment of other papers filed together with this statement.
_	patent filing of inform counte after m	ent under 37 C.F.R. §1.97(e) - I hereby certify that either: each item of information ned in the information disclosure statement was cited in a communication from a foreign office in a counterpart foreign patent application not more than three months prior to the of the information disclosure statement; or no item of information contained in the ation disclosure statement was cited in a communication from a foreign patent office in a rpart foreign patent application, and, to the knowledge of the person signing the statement taking reasonable inquiry, no item of information contained in the information disclosure ent was known to any individual designated in section 1.56(c) more than three months prior filing of the information disclosure statement.
	Signat	A. Richard Park (Reg. No. 41,241) Date
		Respectfully submitted,

A. Richard Park Reg. No. 41,241

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Date: November 12, 2004



SHEET 1 OF 1

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INFOR	MATION D		ATTY. DOCKET NO. APL-P3152		APPLICATION NO. 10/676,573			
	CITATIO		APPLICANT Stuart D. Cheshire					
	PTO-1449		FILING DATE September 30,		GROUP ART UNIT To Be Assigned		Т	
U.S. PATENT DOO								
EXAMINER'S INITIALS				NAME	CLASS	SUBCLASS	FILI DA	
	6,445,678 B1	September 3, 2002	E	Bard	370	219	12/7/1	1999
	5,915,119 June 22, 1999		7	Cone	395	750.02	10/1/1996	
		FOREIGN PATE	NT	DOCUMENTS				
EXAMINER'S INITIALS	PATENT NO.	DATE		COUNTRY	CLASS	SUBCLASS	Transl Yes	ation No
	EP 0 777 172 A1	June 4, 1997	E	Europe	G06F	H04L		
								78344
	OTHER DOCUM	ENTS (Including Au	the	or, Title, Date, P	ertinent P	ages, Etc.)		
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EXAMINER		لا	DATE CONSIDERED					

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance <u>and</u> not considered. Include copy of this form with next communication to applicant.